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\*Admitted only in Maryland  
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Federal Agencies

April 15, 2003

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Commissioner for Patents  
Washington, D.C. 20231

**Art Unit 2834  
Box AF**

Re: U.S. Utility Patent Application  
Appl. No. 09/689,577; Filed: October 12, 2000  
For: **Command And Control System And  
Method For Multiple Turbogenerators**  
Inventor: Edward C. Edelman  
Attorney Docket No. 153501-0091/P01986US

(Capstone 0091)  
(SKGF 2066.0330001)

Sir:

Transmitted herewith for appropriate action are the following documents:

1. PTO Fee Transmittal (Form PTO/SB/17);
2. Petition for Extension of Time under 37 C.F.R. § 1.136(a)(1);
3. Amendment and Reply Under 37 C.F.R. § 1.116 and in the Revised Format of the Pre-OG Notice Dated January 31, 2003;
4. Notice of Appeal From the Examiner to the Board of Patent Appeals and Interferences - Small Entity;
5. Form PTO-2038 Credit Card Payment Form; and
6. One return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are

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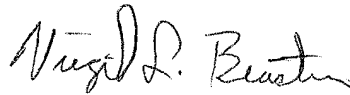
Commissioner for Patents  
April 15, 2003  
Page 2

necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Virgil L. Beaton  
Attorney for Applicant  
Registration No. 47,415

Enclosures

VLB/sjc  
::ODMA\MHODMA\SKGF\_DC1;123210;1  
SKGF Rev. 2/15/02 dew

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number

**FEE TRANSMITTAL**  
**for FY 2003**

APR 15 2003

Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT (\$)** 625.00**Complete if Known**

|                      |                      |
|----------------------|----------------------|
| Application Number   | 09/689,577           |
| Filing Date          | October 12, 2000     |
| First Named Inventor | Edward C. Edelman    |
| Examiner Name        | Gonzalez, J.         |
| Group Art Unit       | 2834                 |
| Attorney Docket No.  | 153501-0091/P01986US |

**METHOD OF PAYMENT (check all that apply)**

☐ Check ☒ Credit card ☐ Money Order ☒ Other\*\* ☐ None  
 \*\* Charge any deficiencies or credit any overpayments in the fees or fee calculations of Parts 1, 2 and 3 below to Deposit Account No. 19-0036.

☐ Deposit Account  
 Deposit Account Number 19-0036

Deposit Account Name: Sterne, Kessler, Goldstein &amp; Fox P.L.L.C.

**The Commissioner is authorized to: (check all that apply)**

☐ Charge fee(s) indicated below ☐ Credit any over payments  
☐ Charge any additional fee(s) during the pendency of this application  
☐ Charge fee(s) indicated below, **except for the filing fee** to the above-identified deposit account.

**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Small Entity

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description        | Fee Paid |
|----------|----------|----------|----------|------------------------|----------|
| 1001     | 750      | 2001     | 375      | Utility filing fee     |          |
| 1002     | 330      | 2002     | 165      | Design filing fee      |          |
| 1003     | 520      | 2003     | 260      | Plant filing fee       |          |
| 1004     | 750      | 2004     | 375      | Reissue filing fee     |          |
| 1105     | 160      | 2005     | 80       | Provisional filing fee |          |

**SUBTOTAL (1) (\$)** \_\_\_\_\_**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

|                            | Extra | Fee from below | Fee Paid |
|----------------------------|-------|----------------|----------|
| Total Claims 28 - 32** = 0 | X     |                |          |
| Indep. Claims 2 - 3** = 0  | X     |                |          |
| Multiple Dependent         |       |                |          |

| Large Entity Fee Code | Large Entity Fee (\$) | Small Entity Fee Code | Small Entity Fee (\$) | Fee Description   |
|-----------------------|-----------------------|-----------------------|-----------------------|---|
| 1202                  | 18                    | 2202                  | 9                     | Claims in excess of 20                                    |
| 1201                  | 84                    | 2201                  | 42                    | Independent claims in excess of 3                         |
| 1203                  | 280                   | 2203                  | 140                   | Multiple dependent claim, if not paid                     |
| 1204                  | 84                    | 2204                  | 42                    | **Reissue independent claims over original patent         |
| 1205                  | 18                    | 2205                  | 9                     | **Reissue claims in excess of 20 and over original patent |

**SUBTOTAL (2) (\$)** \_\_\_\_\_

\*\*or number previously paid, if greater; For Reissue, see above

**3. ADDITIONAL FEES**

Large Entity Small Entity

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description  | Fee Paid |
|----------|----------|----------|----------|--|----------|
| 1051     | 130      | 2051     | 65       | Surcharge - late filing fee or oath  |          |
| 1502     | 50       | 2052     | 25       | Surcharge-late provisional filing fee or cover sheet                       |          |
| 1053     | 130      | 1053     | 130      | Non-English specification  |          |
| 1812     | 2,520    | 1812     | 2,520    | For filing a request for <i>ex parte</i> reexamination                     |          |
| 1804     | 920*     | 1804     | 920*     | Requesting publication of SIR prior to Examiner action                     |          |
| 1805     | 1,840*   | 1805     | 1,840*   | Requesting publication of SIR after Examiner action                        |          |
| 1251     | 110      | 2251     | 55       | Extension for reply within first month                                     |          |
| 1252     | 410      | 2252     | 205      | Extension for reply within second month                                    |          |
| 1253     | 930      | 2253     | 465      | Extension for reply within third month                                     | \$465.00 |
| 1254     | 1,450    | 2254     | 725      | Extension for reply within fourth month                                    |          |
| 1255     | 1,970    | 2255     | 985      | Extension for reply within fifth month                                     |          |
| 1401     | 320      | 2401     | 160      | Notice of Appeal   | \$160.00 |
| 1402     | 320      | 2402     | 160      | Filing a brief in support of an appeal                                     |          |
| 1403     | 280      | 2403     | 140      | Request for oral hearing   |          |
| 1451     | 1,510    | 1451     | 1,510    | Petition to institute a public use proceeding                              |          |
| 1452     | 110      | 2452     | 55       | Petition to revive - unavoidable   |          |
| 1453     | 1,300    | 2453     | 650      | Petition to revive - unintentional   |          |
| 1501     | 1,300    | 2501     | 650      | Utility issue fee (or reissue)   |          |
| 1502     | 470      | 2502     | 235      | Design issue fee   |          |
| 1503     | 630      | 2503     | 315      | Plant issue fee  |          |
| 1460     | 130      | 1460     | 130      | Petitions to the Commissioner  |          |
| 1807     | 50       | 1807     | 50       | Processing fee under 37 CFR 1.17(q)  |          |
| 1806     | 180      | 1806     | 180      | Submission of Information Disclosure Stmt                                  |          |
| 8021     | 40       | 8021     | 40       | Recording each patent assignment per property (times number of properties) |          |
| 1809     | 750      | 2809     | 375      | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 1810     | 750      | 2810     | 375      | For each additional invention to be examined (37 CFR 1.129(b))             |          |
| 1801     | 750      | 2801     | 375      | Request for Continued Examination (RCE)                                    |          |
| 1802     | 900      | 1802     | 900      | Request for expedited examination of a design application                  |          |

Other fee (specify) \_\_\_\_\_

\* Reduced by Basic Filing Fee Paid

**SUBTOTAL (3) (\$)** 625.00**SUBMITTED BY****Complete (if applicable)**

|                   |                         |                                   |         |           |              |
|-------------------|-------------------------|-----------------------------------|---------|-----------|--------------|
| Name (Print/Type) | Virgil L. Beaton        | Registration No. (Attorney/Agent) | 47,415  | Telephone | 202-371-2600 |
| Signature         | <i>Virgil L. Beaton</i> | Date                              | 4/15/03 |           |              |

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



**Amendment Under 37 C.F.R. § 1.116  
Expedited Procedure - Art Unit 2834**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Edward C. Edelman

Appl. No. 09/689,577

Filed: October 12, 2000

For: **Command And Control System  
And Method For Multiple  
Turbogenerators**

Confirmation No.: 2635

Art Unit: 2834

Examiner: Gonzalez, J.

Atty. Docket: 153501-0091/P01986US

(SKGF Ref. No. 2066.0330001)  
(Capstone Ref. No. 0091)

**Amendment and Reply Under 37 C.F.R. § 1.116 and in the Revised  
Format of the Pre-OG Notice Dated January 31, 2003**

*Attn: Box AF*

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In reply to the Office Action dated October 21, 2002 (PTO Prosecution File Wrapper Paper No. 17), Applicant submits the following Amendment and Remarks. This Amendment is provided in the format approved in the pre-OG Notice dated January 31, 2003, entitled, "Amendments In A Revised Format Now Permitted," and in the following format:

- (A) Each section begins on a separate sheet;
- (B) Starting on a separate sheet, a complete listing of all of the claims:
  - in ascending order;
  - with status identifiers; and
  - with markings in the currently amended claims;

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(C) Starting on a separate sheet, amendments to the specification by presenting replacement paragraphs marked up to show changes made;

(D) Starting on a separate sheet, the Remarks.

It is not believed that extensions of time or fees for net addition of claims are required beyond those that may otherwise be provided for in documents accompanying this paper. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to our Deposit Account No. 19-0036.